



Atty. Dkt. No. 072121-0274  
19720.004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: ERWIN et al.

Title: ANTIBACTERIAL AGENTS

Appl. No.: 10/754,928

Filing Date: 01/08/2004

Examiner: Brian J. Davis

Art Unit: 1621

**AMENDMENT AND REPLY UNDER 37 CFR 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Non-Final Office Action dated August 11, 2005, concerning the above-referenced patent application. The shortened non-statutory period for reply was set to expire November 11, 2005. With acceptance of the accompanying fee for a three-month extension of time, the time period for response will be extended to February 11, 2006. Therefore, this response is timely filed.

I hereby certify that this correspondence is being deposited  
with the United States Postal Service as First Class mail in  
an envelope addressed to: Mail Stop \_\_\_\_\_,  
Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450,  
on this 13 day of February, 2006.  
By [Signature]

The Commissioner is hereby authorized to charge any additional fees, which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 03-1664. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 03-1664. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 03-1664.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this document.

**Remarks/Arguments** begin on page 10 of this document.